

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

WARFIELD PHILADELPHIA L.P.	:	CRIMINAL ACTION
	:	
v.	:	
	:	
NAT'L PASSENGER R.R. CORP.,	:	NO. 09-1002
et al.	:	

ORDER

AND NOW, this 20th day of November, 2009, upon consideration of the motion to dismiss of U.S. Equities Realty, Inc. ("USER") (docket entry # 18), the motion to dismiss of National Passenger Railroad Corp. ("Amtrak") (docket entry # 19), the plaintiff's response to both motions (docket entry # 20), Amtrak's reply brief (docket entry # 24), and USER's reply brief (docket entry # 26), and in accordance with the accompanying Memorandum, it is hereby ORDERED that:

1. USER's motion to dismiss Count IV is GRANTED AS UNOPPOSED as to USER;
2. Amtrak's motion to dismiss Count V is GRANTED AS UNOPPOSED;
3. USER's motion to dismiss the remaining claim against it (docket entry # 18) is GRANTED;
4. Amtrak's motion to dismiss the remaining claims against it (docket entry # 19) is GRANTED;

5. All of the claims in the first amended complaint are DISMISSED; and

6. The Clerk of Court shall CLOSE this case statistically.

BY THE COURT:

___\s\Stewart Dalzell